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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Helmut Jakusch et al. Confirmation No. 6402
Serial No.: 09/826,901
Filed: April 6, 2001
Examiner: Sheeba Ahmed
Group Art Unit: 1773
Docket No.: 10477US01 (formerly
P20740)
Title: MAGNETIC RECORDING MEDIUM

CERTIFICATE UNDER 37 CFR 1.8: I hereby certify that this correspondence is being transmitted with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, Alexandria, VA 22313-1450 on 22 February 2005.

By: Eric D. Levinson
Name: Eric D. Levinson

RESPONSE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Office Action mailed November 2, 2004, the period of response which runs through March 2, 2005, with a one-month extension of time.

The claims remain 1-5, 7-16, 18, 19, 21-23, 26, 27, 30, and 34. Claims 1-5, 7-16, 18, 19, 21-23, 26, 27, 30, and 34 were rejected under the judicially created doctrine of obviousness-type double patenting over claims 1-4, 6-11, 14-23, 26, and 27 of co-pending Application No. 09/826,932 (now U.S. Pat. No. 6,835,450 issued on December 28, 2004). Accordingly, a Terminal Disclaimer is enclosed.

Please note that both the present application and Application 09/826,932 (now U.S. Patent No. 6,835,450) are commonly assigned to Imation Corp. as indicated by the enclosed USPTO Notice of Recordation of Patent Assignment.